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**BIRCH, STEWART, KOLASCH & BIRCH, LLP**

# COMBINED DECLARATION AND POWER OF ATTORNEY FOR PATENT AND DESIGN APPLICATIONS

**Insert Title:** DEVICE FOR IMAGE GUIDED AUTOMATED INSERTION OF AN ELONGATED HOLLOW NEEDLE TO A DESIRED LOCATION IN AN ANIMAL BODY FOR EFFECTING RADIATION THERAPY OF CANCEROUS TISSUE.

Information - The specification was filed on December 5, 2003 as  
For Use Without United States Application Number \_\_\_\_\_;  
Specification and amended on \_\_\_\_\_ (if applicable) and/or  
Attached: the specification was filed on \_\_\_\_\_ as PCT  
International Application Number \_\_\_\_\_; and was  
amended on \_\_\_\_\_ (if applicable)

I do not know and do not believe the same was ever known or used in the United States of America before my or our invention thereof, or patented or described in any printed publication in any country before my or our invention thereof or more than one year prior to this application, that the same was not in public use or on sale in the United States of America more than one year prior to this application, that the invention has not been patented or made the subject of an inventor's certificate issued before the date of this application in any country foreign to the United States of America in an application filed by me or my legal representative or assigns more than twelve months (six months for designs) prior to this application, and that no application for patent or inventor's certificate on this invention has been filed in any country foreign to the United States of America prior to this application by me or my legal representatives or assigns, except as follows.

**Prior Foreign Application(s)**

Insert Priority Information: (if appropriate)	<u>03075237.0</u>	<u>EUROPE</u>	<u>January 27, 2003</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	(Number)	(Country)	(Month/Day/Year Filed)	Yes	No
	<u>                    </u>	<u>                    </u>	<u>                    </u>	<input type="checkbox"/>	<input type="checkbox"/>
	(Number)	(Country)	(Month/Day/Year Filed)	Yes	No
	<u>                    </u>	<u>                    </u>	<u>                    </u>	<input type="checkbox"/>	<input type="checkbox"/>
	(Number)	(Country)	(Month/Day/Year Filed)	Yes	No

Insert Provisional Application(s): (if any)	(Application Number)	(Filing Date)
	(Application Number)	(Filing Date)

	Country	Application Number	Date of Filing (Month/Day/Year)
Insert Requested Information: (If appropriate)			

Insert Prior U.S. Application(s): (If any)	(Application Number)	(Filing Date)	(Status - patented, pending, abandoned)

Page 1 of 2  
(Rev. 07/2003)

(Application Number)	(Filing Date)	(Status - patented, pending, abandoned)
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I hereby appoint the practitioners at CUSTOMER NO. 02292 as my attorneys or agents to prosecute this application and/or an international application based on this application and to transact all business in the United States Patent and Trademark Office connected therewith and in connection with the resulting patent based on instructions received from the entity who first sent the application papers to the practitioners, unless the inventor(s) or assignee provides said practitioners with a written notice to the contrary:

Send Correspondence to:

**BIRCH, STEWART, KOLASCH & BIRCH, LLP** or CUSTOMER NO. 02292

P.O. Box 747 • Falls Church, Virginia 22040-0747

Telephone: (703) 205-8000 • Facsimile: (703) 205-8050

**PLEASE NOTE:  
YOU MUST  
COMPLETE  
THE  
FOLLOWING:**

Full Name of First  
or Sole Inventor;  
Insert Name of  
Inventor Once This  
Document is Signed

Inventor Residence  
Insert Citizenship

Inventor Print Office  
Address

Full Name of Second  
Inventor, if any;  
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Inventor, if any;  
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Full Name of Fourth  
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Full Name of Fifth  
Inventor, if any;  
see above

Full Name of Sixth  
Inventor, if any;  
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

<b>GIVEN NAME/FAMILY NAME</b>	<b>INVENTOR'S SIGNATURE</b>	<b>DATE*</b>
Jan Jacob Wouter LAGENDIJK		12-01-04
<b>Residence (City, State &amp; Country)</b>	<b>CITIZENSHIP</b>	
Linschoten, The Netherlands	Dutch	
<b>MAILING ADDRESS (Complete Street Address including City, State &amp; Country)</b>		
De Jongstraat 19, 3461 HT Linschoten, The Netherlands		
<b>GIVEN NAME/FAMILY NAME</b>	<b>INVENTOR'S SIGNATURE</b>	<b>DATE*</b>
Marinus Adriaan Moerland		12-01-04
<b>Residence (City, State &amp; Country)</b>	<b>CITIZENSHIP</b>	
Duurstede, The Netherlands	Dutch	
<b>MAILING ADDRESS (Complete Street Address including City, State &amp; Country)</b>		
Schoener 33, 3961 KZ WIJK BIJ Duurstede, The Netherlands		
<b>GIVEN NAME/FAMILY NAME</b>	<b>INVENTOR'S SIGNATURE</b>	<b>DATE*</b>
<b>Residence (City, State &amp; Country)</b>	<b>CITIZENSHIP</b>	
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